

NOTICE OF EMERGENCY RULE REPEAL AND PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. Sections 6172 and 6192

RULE REPEAL AND PROMULATION: DMR Regulation 95.03 SS, Closed Area No. 18-X, Little Hen Island and Big Hen Island, Cundys Harbor, Harpswell, promulgated on December 3, 1998, is repealed and replaced with the following rule:

TEXT OF RULE: DMR Regulation 95.03 SS, Closed Area No. 18-X, Little Hen Island and Big Hen Island, Cundys Harbor, Harpswell

Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters inside and easterly of a line beginning at the northwesternmost point of land on Big Hen Island, extending due north to the unnamed point of land on the opposite shore; AND inside and northerly of a line beginning at the southernmost point of land on Big Hen Island, extending due east to the opposite shore.

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. Section 6204).

EFFECTIVE DATE: January 13, 2003

AGENCY CONTACT PERSON: Amy M. Fitzpatrick
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TIMES RECORD
January 17, 2003

STATEMENT OF FACT AND POLICY

The Commissioner of the Maine Department of Marine Resources repeals the emergency DMR Regulation 95.03 SS, Closed Area No. 18-X, Little Hen Island and Big Hen Island, Cundys Harbor, Harpswell, promulgated on December 3, 1998, and replaces it with a new rule. The new regulation closes a larger area around Leavitt Island, Little Hen Island and Big Hen Island.

Department personnel have determined that the closed areas are subject to point and non-point pollution, which pose a threat to public health and prohibits shellfish harvesting.



E. PENN ESTABROOK
Deputy Commissioner

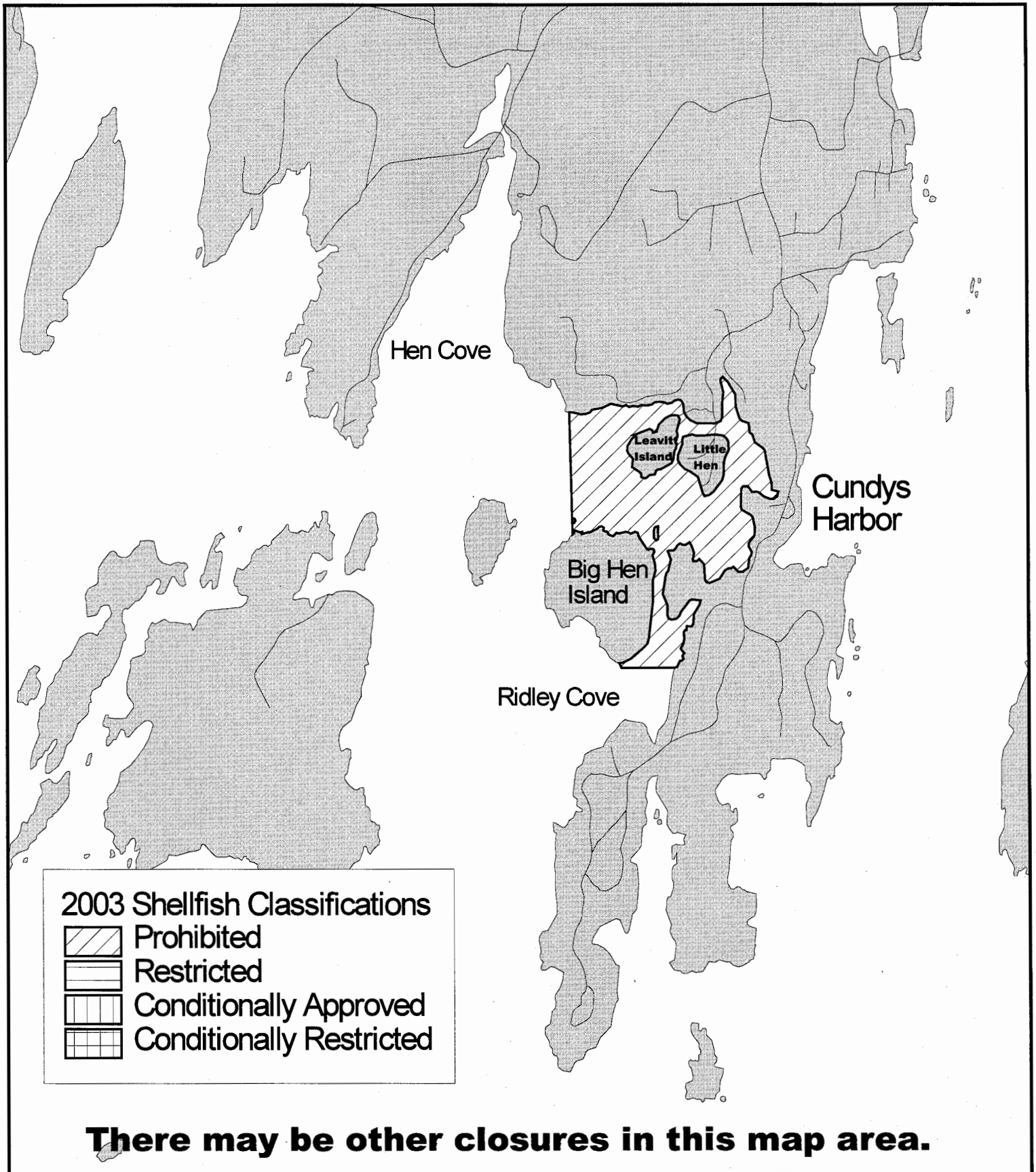


Maine Department of Marine Resources

Legal Notice of Shellfish Closure Area

1/9/03

C18X Little Hen & Big Hen Island, Harpswell



0.2 0 0.2 0.4 Miles